United States Court of Appeals

United States Courts Southern District of Texas FILED for the Fifth Circuit

United States Court of Appeals

July 14, 2022

Nathan Ochsner, Clerk of Court

No. 20-20237

FILED

March 23, 2022

Lyle W. Cayce Clerk

VITOL, INCORPORATED,

Plaintiff—Appellant,

versus

United States of America,

Defendant-Appellee.

Appeal from the United States District Court for the Southern District of Texas USDC No. 4:18-CV-2275

Before KING, ELROD, and WILLETT, Circuit Judges.

JUDGMENT

This cause was considered on the record on appeal and was argued by counsel.

IT IS ORDERED and ADJUDGED that the judgment of the District Court is AFFIRMED.

IT IS FURTHER ORDERED that plaintiff-appellant pay to defendant-appellee the costs on appeal to be taxed by the Clerk of this Court.

JENNIFER WALKER ELROD, Circuit Judge, dissenting.

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Certified as a true copy and issued as the mandate on Jul 14, 2022

Clerk, U.S. Court of Appears, Fifth Circuit

United States Court of Appeals

FIFTH CIRCUIT OFFICE OF THE CLERK

LYLE W. CAYCE CLERK

TEL. 504-310-7700 600 S. MAESTRI PLACE, Suite 115 **NEW ORLEANS, LA 70130**

July 14, 2022

Mr. Nathan Ochsner Southern District of Texas, Houston United States District Court 515 Rusk Street Room 5300 Houston, TX 77002

> No. 20-20237 Vitol v. USA USDC No. 4:18-CV-2275

Dear Mr. Ochsner,

Enclosed is a copy of the judgment issued as the mandate and a copy of the court's opinion.

Enclosed for the district court and counsel is the approved bill of costs.

Sincerely,

LYLE W. CAYCE, Clerk

Shawn D. Henderson, Deputy Clerk 504-310-7668

cc w/encl:

Mr. Arthur Thomas Catterall Mr. Adam P. Feinberg Ms. Judith Ann Hagley

Ms. Sarah Paul

Mr. Amish M. Shah Mr. Daniel G. Strickland Ms. Francesca Ugolini